

FILED

**JUDICIAL COUNCIL
OF THE NINTH CIRCUIT**

MAY 14 2014

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

**IN RE COMPLAINT OF
JUDICIAL MISCONDUCT**

Nos. 13-90108, 13-90114 and
13-90115

ORDER

KOZINSKI, Chief Judge:

Complainant alleges that a district judge and a magistrate judge made improper rulings in his civil rights case. These allegations relate directly to the merits of the judges' rulings and must therefore be dismissed. See 28 U.S.C. § 352(b)(1)(A)(ii); In re Charge of Judicial Misconduct, 685 F.2d 1226, 1227 (9th Cir. Jud. Council 1982); Judicial-Conduct Rule 11(c)(1)(B).

Complainant also alleges that the judges' rulings amount to harassment and bias. Adverse rulings are not proof of bias. See In re Complaint of Judicial Misconduct, 583 F.3d 598, 598 (9th Cir. 2009). Further, complainant provides no objectively verifiable proof (for example, names of witnesses, recorded documents, or transcripts) to support these allegations. See In re Complaint of Judicial Misconduct, 569 F.3d 1093, 1093 (9th Cir. 2009). Without such evidence, these charges must also be dismissed. See 28 U.S.C. § 352(b)(1)(A)(iii);

Judicial-Conduct Rule 11(c)(1)(D).

Complainant's requests for an extension of time and the appointment of counsel in his civil rights case are not cognizable under this misconduct complaint procedure. See In re Complaint of Judicial Misconduct, 567 F.3d 429, 431 (9th Cir. 2009); Judicial-Conduct Rule 3(h).

DISMISSED.